



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029
January 9, 2014**

SUBJECT: 3489 Smithton Road Property

FROM: Rashmi Mathur, Acting Chief *KM*
Community Involvement and Outreach Branch (3HS52)

TO: Rita Tate, Acting FOIA Officer (3PA00)

DATE REQUEST RECEIVED: 12/10/13
REQUEST ID NUMBER: EPA-R3-2014-001751
(ESTIMATED) COST
ERNS PRINTOUT OF: Zip Code 26456

This information is provided in response to the above Freedom of Information Act request regarding the 3489 Smithton Road Property, located in West Union, West Virginia. CERCLIS does not have any information response to the above site location. However, enclosed is a printout of known, alleged, or potential hazardous waste sites listed in the Emergency Response Notification System (ERNS) report for zip code area 26456.

It should be noted that the ERNS system contains only those potential hazardous waste sites that have been brought to the attention of the Environmental Protection Agency prior to the last update. We cannot claim that it contains all the potential hazardous waste sites that exist. Therefore, although a certain property or area is not currently listed in ERNS, this is NOT a guarantee that a hazardous waste problem does not exist.

You may appeal this response to the National Freedom of Information Officer, U.S. EPA, Records, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, NW (2822T), Washington, DC 20460, Fax: (202) 566-2147, E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, NW. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20004. The appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should include the RIN listed above. For quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

If you have any questions, contact Cherese Peters, Environmental Protection Assistant at 215-814-3154.

Enclosure